

**IN THE UNITED STATES OF AMERICA  
NORTHERN DISTRICT OF TEXAS  
LUBBOCK DIVISION**

State of Texas,

*Plaintiff,*

v.

United States Department of Health and  
Human Services; Xavier Becerra, in his  
official capacity as Secretary of the  
United States Department of Health and  
Human Services; and Melanie Fontes  
Rainer, in her official capacity as  
Director of the Office for Civil Rights of  
the United States Department of Health  
and Human Services,

*Defendants,*

and

City of Columbus, Ohio; City of  
Madison, Wisconsin; and Doctors for  
America,

*Intervenor-Defendants.*

Civil Action No. 5:24-cv-00204-H

**[PROPOSED] ORDER GRANTING INTERVENOR-DEFENDANTS' MOTION TO  
DISMISS OR, IN THE ALTERNATIVE, FOR SUMMARY JUDGMENT**

Upon consideration of Intervenor-Defendants' Motion To Dismiss Or, In The Alternative,  
For Summary Judgment, the motion is hereby **GRANTED**. [This case is hereby **DISMISSED**  
for lack of subject-matter jurisdiction under Rule 12(b)(1).] / [Judgment is hereby **ENTERED** for  
Defendants on all of Plaintiff's claims.] The Clerk is directed to **CLOSE** this matter.

**SO ORDERED**

SIGNED January \_\_\_, 2025

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**HON. JAMES WESLEY HENDRIX  
UNITED STATES DISTRICT JUDGE**